

## THE FAMILY LINES RAIL SYSTEM

500 Water Street · Jacksonville, Florida 32202 · Telephone (904) 359-3100

LAW DEPARTMENT

Writer's direct

telephone line: 359-3673

October 6, 1981

Ms. Agatha Mergenovich Secretary Interstate Commerce Commission Washington, D. C. 20423

NOV 2 - 1981 -11 20 AM

INTERSTATE COMMERCE COMMISSION

Dear Madam Secretary:

There are transmitted to you herewith for filing and recordation pursuant to 49 U.S.C. Section 11303, duly executed counterparts of an Agreement dated as of September 15, 1981 between Bethlehem Steel Corporation, whose address is Bethlehem, Pennsylvania 18016, and Louisville and Nashville Railroad Company, whose address is 500 Water Street, Jacksonville, Florida 32202.

By this Agreement, the parties acknowledged the expiration and termination of that Lease of Railroad Equipment, dated as of May 15, 1971, which was filed and recorded with the Interstate Commerce Commission on May 13, 1971 and assigned Recordation No. 6148.

Attached hereto is a draft in the amount of \$10 payable to the Interstate Commerce Commission to cover the recordation fee for said Agreement.

This letter of transmittal is signed by an officer of Louisville and Nashville Railroad Company designated for the purpose hereof who has knowledge of the matters set forth herein.

After recordation, please forward the recorded counterparts of said Agreement to:

Washington, D. C. 20006.

Respectfully yours,

LOUISVILLE AND NASHVILLE RAILROAD COMPANY

Ву

David M. Yearwood General Attorney

RECORDATION NO. 6148 Filed 1425

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INTERSTATE COMMERCE COMMISSION

## AGREEMENT

THIS AGREEMENT, dated as of September 15, 1981, by and between BETHLEHEM STEEL CORPORATION, and LOUISVILLE AND NASHVILLE RAILROAD COMPANY.

## WITNESSETH:

WHEREAS, the parties hereto have entered into a Lease of Railroad Equipment dated as of May 15, 1971 covering 200 100-ton open top hopper cars, bearing L&N Road Numbers 193200 to 193399, inclusive;

WHEREAS, said Lease of Railroad Equipment was filed and recorded with the Interstate Commerce Commission on May 13, 1971 and assigned Recordation No. 6148;

WHEREAS, the parties desire to execute this Agreement to acknowledge and evidence for public records the cancellation and termination of said Lease.

NOW, THEREFORE, in consideration of the premises, the parties hereto do hereby agree as follows:

1. The expiration of that Lease of Railroad Equipment dated as of May 15, 1971, is hereby acknowledged. Any and all interests of the parties in and to said equipment arising under said Lease are released. Nothing in this Agreement shall cause a termination of the obligations of Paragraph 7 of said Lease.

2. This Agreement may be executed in any number of counterparts, each of which is executed shall be deemed to be an original.

BETHLEHEM STEEL CORPORATION

By MENtherst

(Corporate Seal)

Millrald

Attest:

LOUISVILLE AND NASHVILLE RAILROAD COMPANY

By A. L. Duyder

Vice President

(Corporate Seal)

Attest:

Attesting Officer

COMMONWEALTH OF PENNSYLVANIA COUNTY OF NORTH HAMPTON	)	SS
appeared R. C. Constant	y	of to

October, 1981, before me personally me personally known, who, being by me duly sworn, says that he is a Jui of BETHLEHEM STEEL CORPORATION, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of its Board of Directors, and he acknowledged that the execution of the foregoing instrument was the free act and deed of said corporation.

My Commission Expires January 7, 1985 (Notarial Seal)

City of Bethlehem Lehigh County

STATE OF FLORIDA SS: COUNTY OF DUVAL

On this 15t day of October, 1981, before me personally \_\_ to me personally known, who, being by me duly sworn, says that he is <u>Vice Plesident</u> of LOUISVILLE AND NASHVILLE RAILROAD COMPANY, that one of the seals affixed to the foregoing instrument is the corporate seal of said corporation, that said instrument was signed and sealed on behalf of said corporation by authority of Board of Directors, and he acknowledged that the execution of foregoing instrument was the free act and deed of said corporation.

> Notary Public, State of Florida at Large My Commission Expires March 16, 1982

(Notarial Seal)

Bonded By American Fire & Casualty Company